

AGENDA

BOARD OF MAYOR AND ALDERMEN

June 7, 2005

7:30 PM

**Aldermanic Chambers
City Hall (3rd Floor)**

1. Mayor Baines calls the meeting to order.
2. The Clerk calls the roll.
3. Presentation of the Manchester Education Award for Central High School to Norine Calvano by Principal John Rist.
4. Introduction of Robert Tourigny, Executive Director of Manchester Neighborhood Housing Services replacing Felix Torres by Alderman Lopez.
5. Communication from Brian Dacey and Christian Silvestri requesting that Pearl Street Development Partners LLC be designated as the exclusive party to investigate redevelopment opportunities relating to the Pearl Street Parking Lot owned by the City of Manchester.
Ladies and Gentlemen, what is your pleasure?

CONSENT AGENDA

6. Mayor Baines advises if you desire to remove any of the following items from the Consent Agenda, please so indicate. If none of the items are to be removed, one motion only will be taken at the conclusion of the presentation.

Accept Minutes

- A. Minutes of meetings of the Board of Mayor and Aldermen held on March 28, 2005 (three meetings); March 30, 2005; April 5, 2005 (three meetings); April 19, 2005 (two meetings); April 20, 2005; and May 3, 2005 (two meetings).
(Note: available for viewing at the Office of the City Clerk and forwarded under separate cover to Mayor and Aldermen.)

Informational- to be Received and Filed

- B. Communication from Leo R. Bernier, City Clerk, advising that Carol Johnson has attained the International designation of Certified Municipal Clerk.
- C. Minutes of the Mayor's Utility Coordinating Committee meeting held on May 18, 2005.
- D. Copy of a communication from Kenneth Horak, Acting FEMA Regional Director, advising that Manchester's Local Multi-Hazard Mitigation Plan satisfactorily meets all of the mandatory requirements.

Approve under supervision of the Department of Highways subject to the availability of funding

- E. Sidewalk Petitions – 50/50 Program FY2006
(Note: available for viewing at the Office of the City Clerk and forwarded under separate cover to Mayor and Aldermen.)

REFERRALS TO COMMITTEES

COMMITTEE ON BILLS ON SECOND READING

- F. Ordinance amendment submitted by the City Solicitor relative to adding new sections relating to the Office of Independent City Auditor.

COMMITTEE ON FINANCE

G. Bond Resolution:

“Authorizing Bonds, Notes or Lease Purchases in the amount of Four Million Dollars (\$4,000,000) for the 2006 CIP 711706, Cohas Brook Interceptor – Phase 2 #1 Project.”

H. Resolutions:

“Amending the FY1998, 1999, 2000 & 2005 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of Twelve Thousand Four Hundred Forty Five Dollars and Eighty Seven Cents (\$12,445.87) for FY2005 CIP 511605 Veterans Park Memorial Project.”

“Amending the FY2005 Community Improvement Program, authorizing and appropriating funds in the amount of Sixty Three Thousand Three Hundred Ninety Two Dollars (\$63,392) for the 2005 CIP 210505 School Based Dental Services.”

“Amending the FY2005 Community Improvement Program, authorizing and appropriating funds in the amount of Forty Thousand Dollars (\$40,000) for FY2005 CIP 412105 Gang Interdiction Program.”

“Amending the FY2006 Community Improvement Program, authorizing and appropriating funds in the amount of Fourteen Thousand Nine Hundred Seventeen Dollars (\$14,917) for FY2006 CIP 411306 Enforcing Underage Drinking Program.”

“Amending the FY2006 Community Improvement Program, authorizing and appropriating funds in the amount of One Hundred Two Thousand Five Hundred Eighty Three Dollars (\$102,583) for FY2006 411406 Byrne Justice Assistance Grant Program.”

“Amending the FY2006 Community Improvement Program, authorizing and appropriating funds in the amount of One Hundred Six Thousand Two Hundred Fifty Dollars (\$106,250) for CIP 411506 Homeland Security & Hazardous Material Project.”

“Authorizing the Finance Officer to effect a transfer of Six Hundred Sixty Dollars and Seventy Seven Cents (\$660.77) for the 2005 CIP 511605 Veterans Park Memorial Project.”

“Authorizing the Finance Officer to effect a transfer of One Thousand Six Hundred Sixty One Dollars and Fifty Cents (\$1,661.50) for the 2005 CIP 511605 Veterans Park Memorial Project.”

“Authorizing the Finance Officer to effect a transfer of Ten Thousand One Hundred Twenty Three Dollars and Sixty Cents (\$10,123.60) for the 2005 CIP 511605 Veterans Park Memorial Project.”

REPORTS OF COMMITTEES

COMMITTEE ON ACCOUNTS, ENROLLMENT AND REVENUE ADMINISTRATION

- I.** Advising that it has accepted the City’s Monthly Financial Statements for the ten months ended April 30, 2005 submitted by the Finance Department, and is forwarding same to the Board for informational purposes.
- J.** Advising that it has accepted the following Finance Department reports:
 - a) department legend;
 - b) open invoice report over 90 days by fund;
 - c) open invoice report all invoices for interdepartmental billings only;
 - d) open invoice report all invoices due from the School Dept. only;
 - e) listing of invoices submitted to City Solicitor for legal determination; and
 - f) accounts receivable summary.and is forwarding same to the Board for informational purposes.

COMMITTEE ON COMMUNITY IMPROVEMENT

- K.** Recommending that the Board of Mayor and Aldermen authorize the Planning Director to submit the City's Consolidated Plan for 2005-2010 to HUD.
- L.** Recommending that the \$400,000 reimbursement that the City is receiving from the NH Department of Transportation be distributed as follows:
 - 1) \$250,000 to fund the final portion of the cost of Revaluation (this is in the proposed FY06 CIP);
 - 2) \$100,000 for the establishment of a CIP account for watershed conservation/preservation;
 - 3) \$40,000 for the establishment of a CIP account for conservation in and around Crystal Lake; and
 - 4) \$10,000 to be returned to the Riverwalk or utilized for projects with a comparable bond life.

LADIES AND GENTLEMEN, HAVING READ THE CONSENT AGENDA, A MOTION WOULD BE IN ORDER THAT THE CONSENT AGENDA BE APPROVED.

- 7. Nominations to be presented by Mayor Baines, if available.
- 8. Confirmation of the nomination of Donna M. Soucy to succeed herself as a member of the Fire Commission, term to expire May 1, 2008.
A motion is in order to confirm the nomination as presented.
- 9. Report(s) of the Committee on Community Improvement, if available.
Ladies and Gentlemen, what is your pleasure?
- 10. Mayor Baines advises that a motion is in order to recess the regular meeting to allow the Committee on Finance to meet.
- 11. Mayor Baines calls the meeting back to order.

OTHER BUSINESS

12. Report(s) of the Committee on Finance, if available.
Ladies and Gentlemen, what is your pleasure?
13. Report(s) of the Committee on Traffic/Public Safety, if available.
Ladies and Gentlemen, what is your pleasure?
14. Communication from Mayor Baines requesting the Charter of the City of Manchester be amended by deleting Section 8.05 Incompatibility of Office and replacing it with a new Section 8.05 Incompatibility of Office as follows:

§8.05 Incompatibility of Office.

- (a) No elected city official shall be employed by the city or by the school district until one(1) year has elapsed from the completion of the term for which the official was elected.
- (b) Acceptance of an elected office by a city or by a school district employee shall result in termination of employment.

If the Board so desires, a motion is in order to refer the charter amendment to public hearing on Tuesday, July 19, 2005 at 5:30 PM in the Aldermanic Chambers of City Hall.

15. Notice for reconsideration given by Aldermen Roy and DeVries on motion to release and discharge Madison Street as petitioned, subject to maintaining any and all easements, which may exist at this time.
(Motion having carried with Aldermen Guinta, Sysyn, Porter, Shea, Garrity, Smith, Thibault, Forest and O'Neil voting yea, and Aldermen Gatsas, Osborne and Lopez being absent.)
Note: Should Aldermen Roy and DeVries or any member having voted in the affirmative so desire, a motion may be in order to reconsider.
Ladies and Gentlemen, what is your pleasure?

16. Communication from Leo R. Bernier, City Clerk, requesting that the regularly scheduled meeting in July be held on Tuesday, July 19, 2005 to accommodate the Independence Day Holiday and family vacations.
Ladies and Gentlemen, what is your pleasure?
17. Communication from Leo R. Bernier, City Clerk, requesting Sally Fellows, Archivist and Records Manager, make a presentation to the Board on July 19, 2005 at 6:15 PM regarding an old model Edison Voice Writer used in the early 1960's for recording purposes.
Ladies and Gentlemen, what is your pleasure?
18. Communication from Leo R. Bernier, City Clerk, on behalf of the City's Ward Moderators requesting consideration of changing hour's polls are opened on election day(s).
Ladies and Gentlemen, what is your pleasure?
19. Communication from Carol Johnson, Deputy City Clerk, requesting the Board direct the Chief of Police or his designee to issue civil forfeitures to each owner of an unlicensed dog via a warrant issued pursuant to RSA 466:14 and authorize the City Clerk to remove names from this listing as deemed appropriate.
Ladies and Gentlemen, what is your pleasure?
20. Communication from Kevin Dillon, Airport Director, requesting the Board's support in passing a resolution regarding the repeal of the Wright Amendment, a federal law established in 1979, which restricts commercial flight activity.

If the Board so desires, a motion is in order that the Resolution be read by title only.

“A Resolution by the City of Manchester, New Hampshire
Supporting the Repeal of the Wright Amendment.”

If the Board so desires, a motion is in order that the Resolution pass and be adopted.

21. Communication from Ward 1 Selectmen requesting the polling location be moved from Webster School at 2519 Elm Street to Brookside Congregational Church at 2013 Elm Street in order to meet State and Federal guidelines of the Americans with Disabilities Act.
Ladies and Gentlemen, what is your pleasure?
22. Communication from Thomas Bowen, Water Works Director, seeking the Board authorization to enter into an Intermunicipal Indemnification Agreement between the City of Manchester and the Town of Auburn which will allow for Manchester Water Works' watershed patrol officers to be sworn in as part-time special officers in the Town of Auburn.
A motion is in order to authorize the Manchester Water Works to enter into an Intermunicipal Indemnification Agreement between the City of Manchester and the Town of Auburn, as outlined herein, subject to the review and approval of the City Solicitor.
23. Communication from Portsmouth Mayor Evelyn Sirrell requesting the City consider making a financial contribution of any size to the Seacoast Shipyard Association in light of the recent announcement that the Portsmouth Naval Shipyard be included on the Base Realignment and Closure Commission list to be submitted to President Bush.
Ladies and Gentlemen, what is your pleasure?
24. Resolutions: **(A motion is in order to read by titles only.)**

"Amending the FY1998, 1999, 2000 & 2005 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of Twelve Thousand Four Hundred Forty Five Dollars and Eighty Seven Cents (\$12,445.87) for FY2005 CIP 511605 Veterans Park Memorial Project."

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A motion is in order that the Resolutions pass and be enrolled.

25. NEW BUSINESS

- a) Communications
- b) Aldermen

- 26.** Communication from David Hodgen, Chief Negotiator, requesting to meet with the Board for a negotiation strategy session.

A motion is in order to recess the regular meeting to meet with the Chief Negotiator for a negotiation strategy session.

- 27.** Mayor Baines calls the meeting back to order.

- 28.** If there is no further business, a motion is in order to adjourn.